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ABSTRACT

The text of Colorado House Bill No. 1187 concerning the reorganization of higher education is presented. The legislation covers: duties and powers of the Colorado Commission on Higher Education and an advisory committee; financing the postsecondary education system; duties and powers of the Commission with respect to appropriations, capital construction, and long-range planning; Commission functions with respect to program approval, review, reduction, and discontinuance; Commission functions in statewide planning; Commission functions with regard to off-campus instruction; Commission organization, meetings, and staff; study, governance, and administration functions by the Commission for vocational and occupational education; tuition and reciprocal agreements; admission standards for baccalaureate and graduate institutions; review and action on existing degree programs; education programs offered at state institutions; the Higher Education Accountability Program; departments, degrees, and diplomas; the role and mission of the University of Colorado and the state community college system; duties of the governing board with respect to the state system; and the state board for community colleges and occupational education. (SW)

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HOUSE BILL NO. 1187.

BY REPRESENTATIVES Schauer, Artist, Scherer, Bath, Mutzebaugh, Underwood, Herzog, Allison, M.L. Bird, Bond, Bowen, Brown, Bryan, Campbell, Carpenter, Dambman, Fish, Gillis, Grampsas, Grant, Hamlin, P. Hernandez, T. Hernandez, Hume, Knox, Markert, McInnis, Mielke, Moore, Owens, Paulson, Philips, Reeser, Romero, Singer, Swenson, Taylor-Little, Tebedo, Trujillo, and Wham;
also SENATORS P. Powers, Baca, Fenlon, Glass, Lee, Meiklejohn, Rizzuto, and Traylor.

ED283483

CONCERNING THE REORGANIZATION OF HIGHER EDUCATION.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. Article 1 of title 23, Colorado Revised Statutes, as amended, is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

ARTICLE 1

Colorado Commission on Higher Education

23-1-101. Legislative declaration. The purposes of this article are to maximize opportunities for postsecondary education in Colorado; to avoid and to eliminate needless duplication of facilities and programs in state-supported institutions of higher education; to achieve simplicity of state administrative procedures pertaining to higher education; to effect the best utilization of available resources so as to achieve an adequate level of higher education in the most economic manner; and to continue to recognize the constitutional and statutory responsibilities of duly constituted governing boards of state-supported institutions of higher education in Colorado. In this article, express powers and duties are delegated to a central

CAPITAL letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

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policy and coordinating board, the Colorado commission on higher education. The ultimate authority and responsibility is expressly reserved to the general assembly, and it is the duty of the Colorado commission on higher education to implement the policies of the general assembly.

23-1-102. Commission abolished - commission reestablished. (1) Effective June 30, 1985, the Colorado commission on higher education is abolished, and the terms of members of the commission serving as such immediately prior to June 30, 1985, are terminated.

(2) There is hereby established a central policy and coordinating board for higher education in the state of Colorado, to be known as the Colorado commission on higher education, referred to in this article as the "commission". The duties and powers delegated to the commission by this article shall apply to all state-supported institutions of higher education, including, but not limited to, all postsecondary institutions in the state supported in whole or part by state funds, and including junior colleges and community colleges, extension programs of the state-supported universities and colleges, local district colleges, and area vocational schools and specifically the regents of the university of Colorado and the institutions it governs. The governing boards and institutions of the public system of higher education in Colorado, including the university of Colorado, are obligated to conform to the policies set by the commission within the authorities delegated to it in this article.

(3) The commission shall consist of nine members to be appointed by the governor with the consent of the senate. The members of the commission shall be selected on the basis of their knowledge of and interest in higher education and shall serve for four-year terms; except that, of the members first appointed to the commission, five shall serve for terms of two years and four shall serve for terms of four years. No member of the commission may serve more than two consecutive full terms.

(4) At the time of appointment, no member of the commission shall have been an officer, employee, or member of a governing board or an officer or employee of any state-supported institution of higher education in the state for a period of two years prior to his appointment. During his term of office, no member of the commission shall be a member of the general assembly or an officer, employee, or member of a governing board or an officer or employee of a state-supported institution of higher education.

(5) The commission shall at no time have more than five

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members of any one major political party. Members of the commission shall receive seventy-five dollars per diem for attendance at official meetings plus actual and necessary expenses incurred in the conduct of official business. In appointing members of the commission, the governor shall consider geographic representation. Of the nine members of the commission, at least one shall be from each congressional district, and at least one member of the commission shall reside west of the continental divide. An appointment of an unaffiliated member shall be counted as an appointment as a member of the governor's political party.

(6) The commission shall meet not less than once a month and as often as necessary to carry out its duties as defined in this article.

(7) The term of any member of the commission who misses more than two consecutive regular commission meetings without good cause shall be terminated and his successor appointed in the manner provided for appointments under this section.

23-1-103. Advisory committee. (1) There is hereby established an advisory committee to the commission for the purpose of suggesting solutions for the problems and needs of higher education and maintaining liaison with the general assembly and the governing boards for state-supported institutions of higher education. The advisory committee shall consist of not less than thirteen members, to be designated as follows:

(a) Six members shall be appointed from the general assembly, including three senators, two of whom shall be from the majority party, appointed by the president of the senate, and three representatives, two of whom shall be from the majority party, appointed by the speaker of the house of representatives. Said six members shall be appointed for terms of two years or for the same terms to which they were elected to the general assembly, whichever is the lesser. Successors shall be appointed in the same manner as the original members.

(b) One member shall be selected and designated by the commission to represent the faculty in the state and one member shall be selected and designated by the commission to represent the students in the state.

(c) Not more than five additional members representing educational or other groups may be selected and designated by the commission to serve on the advisory committee.

(2) Legislative and other members of the advisory committee not otherwise compensated by the state or a public

educational institution shall receive thirty dollars per diem for attendance at official meetings plus reimbursement for actual and necessary expenses incurred in the conduct of official business.

(3) All members of the advisory committee shall receive agendas and background material and be notified of all public meetings of the commission and shall be invited to attend for the purpose of suggesting solutions for the problems and needs of higher education and maintaining liaison with the general assembly.

(4) In addition to any attendance at commission meetings, the committee shall meet as often as necessary to provide assistance to the commission.

(5) This section is repealed, effective July 1, 1989.

23-1-104. Financing the system of postsecondary education. (1) (a) The general assembly shall make annual appropriations as a single line item to each governing board for the operation of its general campuses consistent with the distribution percentage developed by the commission pursuant to section 23-1-105 (3). Each governing board shall allocate said appropriations to the institutions under its control in the manner deemed most appropriate by such governing board.

(b) Separate appropriations shall be made to the respective governing boards for the campus of the university of Colorado associated with the university of Colorado university hospital and for the veterinary medicine program of Colorado state university. The commission shall recommend funding formulas for the campus of the university of Colorado associated with the university of Colorado university hospital and the veterinary medicine program of Colorado state university. Such formulas shall reflect their unique characteristics and shall be separate from those of the general campuses of the universities. Such formulas shall exclude consideration of the programs authorized pursuant to article 15 of title 26, C.R.S.

(2) The commission's authority to establish the distribution system shall in no way affect the authority of the general assembly to annually set the level of appropriations for the entire system of higher education and, except for the provisions of section 23-1-113 (1) (d), to prescribe any performance expectation for the entire system or any part of the system.

(3) Notwithstanding the provisions of section 24-75-102, C.R.S., the governing boards are authorized to retain all moneys appropriated pursuant to this section, or otherwise

generated, from fiscal year to fiscal year.

23-1-105. Duties and powers of the commission with respect to appropriations. (1) The commission shall prescribe uniform financial reporting policies, including policies for counting and classifying full-time equivalent students, for the institutions and governing boards within the state-supported system of higher education.

(2) The commission shall make annual systemwide funding recommendations, after consultation with the governing boards of institutions, for the state-supported institutions of higher education to the general assembly and the governor.

(3) The commission shall establish, after consultation with the governing boards of institutions, the distribution formula of appropriations by the general assembly to each governing board under the following principles:

(a) To reflect the different roles and missions of institutions, consistent with legislative intent;

(b) To reflect institutional costs which are fixed and those which vary, based upon the character of programs and the number of students enrolled;

(c) To reflect an emphasis on decentralized financial decision-making and stability of funding.

(4) The commission may seek, receive, and disburse federal, state, and private grants, gifts, and trusts for statewide or multiinstitutional purposes.

(5) The commission, after consultation with the governing boards of institutions, shall establish policies for the public system of higher education for determining student residency status for tuition classification purposes within statutory guidelines established in article 7 of this title.

(6) The general assembly shall make annual appropriations as single line items to the respective governing boards for the operation of programs at the health sciences center of the university of Colorado, for the operation of the veterinary medicine program at Colorado state university, and such other special programs as the general assembly shall determine.

(7) (a) The general assembly shall appropriate annually and the commission shall fully allocate annually an amount equal to one percent of the total annual department of higher education general fund appropriation to the governing boards for a quality incentive grant program to promote, encourage,

and recognize centers of excellence. The commission shall develop, after consultation with the governing boards of institutions, a policy for administering the program and criteria to be used in making allocations pursuant to this subsection (7).

(b) As to higher education programs of excellence which relate to advanced technology, the Colorado commission on higher education, after consultation with the Colorado advanced technology institute commission established under section 23-11-102, shall allocate funds to the governing boards. The Colorado commission on higher education shall determine the proportion of the total appropriation made pursuant to paragraph (a) of this subsection (7) that shall be allocated to centers of excellence concerned with advanced technology.

23-1-106. Duties and powers of commission with respect to capital construction and long-range planning. (1) It is declared to be the policy of the general assembly not to authorize or to acquire sites or initiate any program or activity requiring capital construction for state-supported institutions of higher education unless approved by the commission.

(2) The commission shall, after consultation with the appropriate governing boards of the state-supported institutions of higher education and the appropriate state administrative agencies, have authority to prescribe uniform policies, procedures, and standards of space utilization for the development and approval of capital construction programs by institutions.

(3) The commission shall review and approve master planning and program planning for all capital construction projects of institutions of higher education on state-owned or state-controlled land, regardless of the source of funds, and no capital construction shall commence except in accordance with an approved master plan, program plan, and physical plan.

(4) The commission shall ensure conformity of facilities master planning with approved educational master plans and facility program plans with approved facilities master plans.

(5) The commission shall approve plans for any capital construction project at any institution including a local district college, community college, or area vocational school, regardless of the source of funds. The commission may except from the requirements for program and physical planning any project which will require less than two hundred fifty thousand dollars of state moneys.

(6) The commission shall request, annually, from each governing board a five-year projection of capital development projects. Such projection shall include the estimated cost, the method of funding, a schedule for project completion, and the governing board-approved priority for each project. The commission shall determine whether a proposed project is consistent with role and mission and master planning of the institution and conforms to standards recommended by the commission.

(7) (a) The commission annually shall establish a unified five-year capital improvements program coordinated with education plans and shall transmit to the office of state planning and budgeting, the governor, and the general assembly, consistent with the executive budget timetable, a recommended priority of funding of capital construction projects for the system of public higher education.

(b) Except as provided in subsection (5) of this section, it is the policy of the general assembly to appropriate funds only for projects approved by the commission.

(8) Any acquisition or utilization of real property by a state-supported institution of higher education which is conditional upon or requires expenditures of state-controlled funds or federal funds shall be subject to the approval of the commission, whether acquisition is by lease, lease-purchase, purchase, gift, or otherwise.

23-1-107. Duties and powers of the commission with respect to program approval, review, reduction, and discontinuance. (1) The commission shall review and approve, consistent with the institutional role and mission and statewide educational needs, the proposal for any new program before its establishment in any institution and transmit its decision to the institution within one hundred twenty days after receipt of such proposal. The commission and the institution may mutually agree to an extension of not more than forty days. Failure of the commission to submit its decision shall be deemed approval of the proposal for a new program. No institution shall establish a new program without first receiving the approval of the commission. As used in this subsection (1), "new program" includes any new curriculum which would lead to a new vocational or academic degree. The commission shall further define what constitutes an academic or vocational program and shall establish criteria or guidelines which define programs and procedures for approval of new academic or vocational program offerings.

(2) (a) The commission shall establish, after consultation with the governing boards of institutions,

policies and criteria for the discontinuance of academic or vocational programs. The commission may direct the respective governing boards of institutions, including the board of regents of the university of Colorado, to discontinue an academic or vocational degree program area, as program area is defined by commission policies.

(b) The governing board of a state-supported institution of higher education directed to discontinue an academic or vocational degree program area pursuant to this subsection (2) shall have not more than four years to discontinue graduate and baccalaureate programs and not more than two years to discontinue associate programs following the commission's directive to phase out said program area.

(c) If the commission directs the governing board of an institution to discontinue an academic or vocational degree program area, and the governing board refuses to do so, the commission may require such governing board to remit to the general fund any moneys appropriated for such program area.

(3) Each governing board of the state-supported institutions of higher education shall submit to the commission a plan describing the procedures and schedule for periodic program reviews and evaluation of each academic program at each institution consistent with the role and mission of each institution. The information to be provided to the commission shall include, but shall not be limited to, the procedures for using internal and external evaluators, the sequence of such reviews, and the anticipated use of the evaluations.

(4) Prior to the discontinuance of a program, the governing boards of state institutions of higher education are directed, subject to commission approval, to develop appropriate early retirement, professional retraining, and other programs to assist faculty members who may be displaced as a result of discontinued programs.

(5) The commission shall assure that each institution has an orderly process for the phaseout of programs.

23-1-108. Duties and power of the commission with regard to systemwide planning. (1) The commission shall develop and submit to the governor and the general assembly a master plan for Colorado postsecondary education. This plan shall recognize the importance of private and proprietary institutions and the role and relationship of elementary and secondary education in the state, though their inclusion in the plan in no way implies control or state authority over their operations. The commission, after consultation with the governing boards of institutions and as a part of the master

planning process, shall have the authority to:

(a) Establish a policy-based and continuing systemwide planning, programming, and coordination process to effect the best use of available resources;

(b) Establish such academic and vocational education planning as may be necessary to accomplish and sustain systemwide goals of high quality, access, diversity, efficiency, and accountability;

(c) Determine the role and mission of each state-supported institution of higher education within statutory guidelines;

(d) Establish enrollment policies, consistent with roles and missions, at state-supported institutions of higher education as described in statute and further defined in paragraph (c) of this subsection (1);

(e) Establish state policies that differentiate admission and program standards and that are consistent with institutional roles and missions as described in statute and further defined in paragraph (c) of this subsection (1);

(f) Adopt statewide affirmative action policies for the commission, governing boards, and state-supported institutions of higher education. Responsibility for implementation of such policies shall be reserved to the governing boards.

(g) Report not less than every four years to the education committees of the general assembly on the need for, advisability of, or progress toward reorganizing the structure of public higher education in Colorado.

(2) The commission shall develop criteria for determining if an institution should be consolidated or closed and, after consultation with the appropriate governing board, shall make recommendations to the general assembly for closure or consolidation of campuses which meet such criteria.

(3) The commission shall develop, after consultation with the governing boards of institutions, cooperative programs among state-supported institutions of higher education.

(4) The commission shall convene periodically the chief executive officers of the campuses for the purpose of evaluating and discussing statewide policy issues.

(5) The commission shall establish programs to develop and improve governing boards concerning statewide educational

policy issues.

(6) The commission shall report annually to the governor and the general assembly on institutional and board performance and responsiveness to statewide objectives set by the commission in its master plan.

(7) The commission shall establish, after consultation with the governing boards of institutions, and enforce student transfer agreements between two-year and four-year institutions and among four-year institutions. Governing boards and institutions shall conform to such agreements and to commission policies relating to such agreements. Such transfer agreements shall include provisions under which institutions shall accept all credit hours of acceptable course work for automatic transfer to another state-supported institution of higher education in Colorado. The commission shall have final authority in resolving transfer disputes.

(8) The commission shall prescribe uniform academic reporting policies and procedures to which the governing boards and their institutions shall adhere.

(9) The state-supported institutions of higher education shall provide the commission with such data as the commission deems necessary upon its formal request. Data for individual students or personnel shall not be divulged or made known in any way by the director of the commission or by any commission employee, except in accordance with judicial order or as otherwise provided by law. Any person who violates this subsection (9) commits a class 1 misdemeanor and shall be punished as provided in section 18-1-106, C.R.S. Such person shall, in addition thereto, be subject to removal or dismissal from public service on grounds of malfeasance in office.

(10) The commission may enter, on behalf of the state of Colorado, into agreements with another state or with the western interstate commission for higher education on behalf of another state for the granting of full or partial waivers of the nonresident tuition to residents of such other states who are postgraduate or professional students at or are eligible for admission as postgraduate students to any of the state-supported institutions of higher education in Colorado if the agreement provides that, under substantially the same circumstances, such other state will grant reciprocal waivers to residents of Colorado who are postgraduate or professional students of universities or colleges in such other states. The commission, in consultation with the affected Colorado institutions, shall establish regulations governing the administration of agreements and the granting of waivers. The commission shall report annually to the governor and the general assembly on these programs.

(11) The commission, in cooperation with the various institutions, shall prepare a plan designed to encourage the recruitment and training of faculty members and academic administrators in Colorado to prepare such persons for their assumption of greater administrative responsibilities in institutions of higher education in this state.

(12) The commission shall establish tuition and fee policies based on institutional role and mission, and the governing boards shall set tuition consistent with such policies.

23-1-109. Duties and powers of the commission with regard to off-campus instruction. (1) The general assembly declares its intent that the state-supported institutions of higher education may engage in instruction off the geographic boundaries of their campuses.

(2) The commission shall define, after consultation with the governing boards of institutions, the geographic and programmatic service areas for each state-supported institution of higher education. No such institution shall provide instruction off-campus in programs or in geographic areas or at sites not approved by the commission, unless otherwise provided by law.

(3) The general assembly declares its intent that all instruction at two-year institutions, including the first two years of instruction at Adams state college and Mesa college, shall be funded throughout the institutions' commission-approved service area on the same basis as on-campus instruction.

(4) The commission shall administer any centralized, statewide extension and continuing education program of instruction which may be offered by any state-supported baccalaureate and graduate institution. All instruction offered outside the geographic boundaries of the campus, including instruction delivered by television or other technological means, shall be a part of this program unless exempted by policy and action of the commission.

(5) The commission shall set policies, after consultation with the governing boards of institutions, which define which courses and programs taught outside the geographic boundaries of the campus may be eligible for general fund support. The commission may include funding for those courses and programs in its systemwide funding recommendations to the general assembly.

23-1-110. Organization, meetings, and staff. (1) The commission shall adopt its own rules of procedure, shall elect

a chairman, a vice-chairman, and such other officers as it deems necessary, and shall keep a record of its proceedings, which shall be open to public inspection. Meetings of the commission shall be open to the public at all times; but, by a two-thirds vote of the members present at any meeting, the commission may go into executive session for consideration of personnel matters in accordance with part 4 of article 6 of title 24, C.R.S. No final policy decision, resolution, rule, regulation, or formal action and no action approving a contract calling for the payment of money shall be adopted or approved at any executive session.

(2) The commission shall appoint, with the consent of the senate, an executive director qualified by substantial training and experience in the field of higher education. The executive director shall be the executive officer of the commission and the department of higher education, shall serve at the pleasure of the commission, and shall receive such compensation commensurate with his duties as determined by the commission. The executive director, with the approval of the commission, shall employ such professional and clerical personnel as deemed necessary to carry out the duties and functions of the commission. Offices held by the executive director and professional personnel are declared to be educational in nature and not under the state personnel system.

(3) The executive director shall conduct all studies and programs of the commission and coordinate such studies and programs with those of other state agencies having duties and functions concerned with higher education, so as to avoid duplication of programs and staff.

23-1-111. Commission study - governance and administration of vocational and occupational education. (1) During the period commencing July 1, 1985, and ending January 1, 1986, the commission shall make a study of the governance and administration of vocational and occupational education. The commission shall report its findings and recommendations to the general assembly not later than January 15, 1986.

(2) This section is repealed, July 1, 1986.

23-1-112. Tuition - reciprocal agreements. Except as provided in section 23-1-108 (10), the commission shall identify those circumstances where the waiving of the nonresident differential in tuition rates, on a reciprocal basis with other states, would enhance educational opportunities for Colorado residents. Relative to such identified circumstances, the commission shall negotiate with the other states involved with the objective of establishing

reciprocal agreements for the waiving of the nonresidential differential for Colorado residents attending state institutions of higher education in other states in exchange for Colorado state institutions of higher education waiving the nonresident differential for residents of the other states. Agreements negotiated between Colorado and other states shall provide for an equal number of resident and nonresident students to be exchanged between the states. Upon successful completion of such negotiations, the commission may identify the numbers of Colorado residents by grade level whose educational opportunities would be enhanced and the numbers of nonresident students by grade level for whom the nonresident differential is to be waived by the Colorado state institutions of higher education and may direct that the state institutions of higher education grant such waivers. The commission shall establish regulations for the administration of this section, based on the application of the closest college concept, and for the reporting to the general assembly of the numbers of students to whom the waivers are given.

23-1-113. Commission directive - admission standards for baccalaureate and graduate institutions of higher education. (1) (a) The commission shall commence immediately to establish and the governing boards shall implement academic admission standards for first-time freshmen and transfer students at all state-supported baccalaureate and graduate institutions of higher education in the state. The standards shall be established by the commission, after consultation with the governing boards of institutions, and the first step of implementation shall be completed by the governing boards by the beginning of the fall term in 1986.

(b) The standards established shall use at least two of the following three criteria for first-time admitted freshmen students: Standardized test scores, high school grade point average, and high school class rank. The criteria established shall be consistent with the role and mission established for each state-supported institution of higher education. In lieu of such criteria, additional criteria may be used for up to twenty percent of the admitted freshmen. Students who meet the minimum criteria for admission shall not be guaranteed admission to the institution to which they have applied, but they shall be eligible for consideration.

(c) The standards established shall use the following two criteria for admitted transfer students: College grade point average and college class rank. In lieu of such criteria, additional criteria may be used for up to twenty percent of the admitted transfer students. The academic admission standards and policies established for transfer students shall be consistent with the student transfer agreements established by the commission pursuant to section

23-1-108 (7).

(d) (I) No other admission standards shall be imposed by any agency or committee of the executive or legislative branch of state government.

(II) This paragraph (d) is repealed, effective June 30, 1988.

(2) The commission shall make an annual report to the general assembly detailing the specific admission requirements in the categories of students described in subsection (1) of this section at each campus and institution of higher education. Such reports shall be due not later than January 1 of each year, beginning January 1, 1986.

23-1-114. Commission directive - study of role of state board for community colleges and occupational education and the local councils. (1) The commission shall commence immediately to study the governance role of the state board for community colleges and occupational education and the local councils. The commission shall make statutory recommendations to the general assembly by January 15, 1986, for clarifying the appropriate governance roles of each.

(2) This section is repealed, effective July 1, 1986.

23-1-115. Commission directive - review and action on existing degree programs. The commission shall promulgate procedures and criteria for the discontinuance of academic programs, including a five-year schedule for the discontinuance of academic programs, which shall be reviewed on a statewide basis, as authorized in section 23-1-107 (2), by January, 1986. In promulgating such procedures and criteria for the discontinuance of academic programs, the commission shall consider, among other things, geographic factors and the educational needs of the service area of the institution offering such academic programs. Such procedures shall be implemented beginning in 1986, and the commission shall take action on the results of the statewide academic program reviews by December of each year.

23-1-116. Commission directive - education degree programs. It is the intent of the general assembly that the number of education programs offered at state institutions of higher education be reduced by the academic year 1989. Not later than March 30, 1986, the commission shall present to the general assembly a report on its decisions on the closure, consolidation, centralization, and reduction of duplication of undergraduate and graduate programs in education. In arriving at these decisions, the commission shall consider population, education, geographic service area, and economic factors. The

governing boards shall be required to implement these directives not later than September 1, 1989.

SECTION 2. 23-10-203 (1), Colorado Revised Statutes, as amended, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

23-10-203. Reduction in forces - reasons and priorities. (1) (f) When the Colorado commission on higher education directs the governing board of a state-supported institution of higher education to discontinue an academic or vocational degree program area pursuant to section 23-1-107.

SECTION 3. Title 23, Colorado Revised Statutes, as amended, is amended BY THE ADDITION OF A NEW ARTICLE to read:

ARTICLE 13

Higher Education Accountability

23-13-101. Higher education accountability program. (1) It is the intent of the general assembly:

(a) That institutions of higher education be held accountable for demonstrable improvements in student knowledge, capacities, and skills between entrance and graduation;

(b) That these demonstrable improvements be publicly announced and available;

(c) That institutions express clearly to students their expectations of student performance; and

(d) That these improvements be achieved efficiently through the effective use of student and institutional resources of time, effort, and money.

(2) The general assembly declares that the higher education accountability program developed under this article be designed to measure objectively both qualitative and quantitative achievement. The program shall first develop broad goals and specific performance objectives for higher education and then identify the activities of institutions of higher education which can advance students towards these goals and objectives. The program shall then develop a means for evaluating the achievement and performance of students.

(3) The higher education accountability program shall require that:

(a) Institutions of higher education shall design and

implement a systematic program to assess the knowledge, capacities, and skills developed by students in academic and cocurricular programs. In changing current systems of assessment, institutions of higher education shall ensure that the instruments and methods used are appropriate for:

(I) The knowledge, capacities, and skills addressed; and

(II) The stated objectives of undergraduate education at each institution.

(b) Statements of expected student outcome shall be described in terms of knowledge, intellectual capacity, and skills and may include other dimensions of student growth, such as self-confidence, persistence, leadership, empathy, social responsibility, understanding of cultural and intellectual differences, employability, and transferability;

(c) Each institution of higher education shall continuously examine and adjust the content and delivery of its curriculum and cocurriculum offerings to correspond with its expectation of the knowledge, capacities, and skills of its students.

(4) The results of the institutional assessment shall be communicated to the public, its students, and potential students.

(5) The development of institutional goals and objectives, student outcome statements, standards of expectations, and actual student performance and assessment and evaluation procedures shall be accomplished by the institutions of higher education with a high degree of public involvement.

(6) The governing boards and institutions shall carry out the direction of this article under the policy direction of the Colorado commission on higher education. The commission shall report annually to the governor and the general assembly on the development and implementation of this article.

(7) Commencing July 1, 1990, the commission is authorized to retain a sum not in excess of two percent of the appropriation for any institution which has not implemented or is failing or refusing to some degree to implement any part of the higher education accountability program or fails to comply with the policies and standards of the commission in regard to this program. Any such funds retained by the commission under this subsection (7) shall be reverted back to the general fund.

SECTION 4. 23-20-115, Colorado Revised Statutes, is amended to read:

23-20-115. Departments - degrees - diplomas. The university shall include a classical, philosophical, normal, scientific, law, physical sciences, and preparatory department and such other departments, with courses of instruction and elective studies, as the board of regents may determine. The board has authority to confer such degrees and grant such diplomas and other marks of distinction as are usually conferred and granted by other universities. Nothing in this section shall be construed to require the regents to establish the several departments until such time as in their judgment the wants and necessities of the people require it. NOTHING IN THIS SECTION SHALL BE CONSTRUED TO LIMIT THE AUTHORITY OF THE COLORADO COMMISSION ON HIGHER EDUCATION TO DIRECT THE BOARD OF REGENTS TO DISCONTINUE AN ACADEMIC OR VOCATIONAL DEGREE PROGRAM AREA PURSUANT TO SECTION 23-1-107 (2).

SECTION 5. 23-20-101, Colorado Revised Statutes, is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

23-20-101. University of Colorado - role and mission - all campuses. (1) The role and mission of the several campuses of the university of Colorado shall be as follows:

(a) The Boulder campus of the university of Colorado shall be a comprehensive graduate research university with high admission standards which offers a comprehensive array of undergraduate programs. The Colorado commission on higher education shall, after consultation with the board of regents, further define the role and mission of the institution and establish as great a distinction among the graduate offerings at the Boulder campus of the university of Colorado, Colorado state university, and the university of northern Colorado as is in its judgment educationally, geographically, and economically appropriate. The board of regents shall adhere to this further definition of role and mission. The university has the responsibility to provide on a statewide basis, utilizing when possible and appropriate the faculty and facilities of other educational institutions, those graduate level programs designated by the commission as primarily its statewide responsibility. The commission shall include in its funding recommendations a level of general fund support for these programs.

(b) The Denver campus of the university of Colorado shall be a comprehensive baccalaureate liberal arts and sciences institution with selective admission standards. The Denver campus shall provide selected professional programs and such graduate programs at the masters' and doctoral level as will serve the needs of the Denver metropolitan area,

emphasizing those professional programs not offered by other institutions of higher education.

(c) The Colorado Springs campus of the university of Colorado shall be a comprehensive baccalaureate liberal arts and sciences institution with selective admission standards. The Colorado Springs campus shall provide selected professional programs and such graduate programs as will serve the needs of the Colorado Springs metropolitan area, emphasizing those professional programs not offered by other institutions of higher education.

(d) The campus of the university of Colorado associated with the university of Colorado university hospital shall be a specialized professional institution offering baccalaureate and graduate programs in health-related disciplines and professions.

SECTION 6. 23-31-101, Colorado Revised Statutes, is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

23-31-101. University established - role and mission. There is hereby established a university at Fort Collins to be known as Colorado state university. Colorado state university shall be a comprehensive graduate research university with high admission standards offering a comprehensive array of undergraduate programs consistent with the tradition of land grant universities. The Colorado commission on higher education shall, after consultation with the state board of agriculture, further define the role and mission of the institution and establish as great a distinction among the graduate offerings at the Boulder campus of the university of Colorado, Colorado state university, and the university of northern Colorado as is in its judgment educationally, geographically, and economically appropriate. The governing board shall adhere to this further definition of role and mission. Colorado state university has the responsibility to provide on a statewide basis, utilizing when possible and appropriate the faculty and facilities of other educational institutions, those graduate level programs designated by the commission as primarily its statewide responsibility. The commission shall include in its funding recommendations a level of general fund support for these programs.

SECTION 7. 23-40-101, Colorado Revised Statutes, is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

23-40-101. University established - role and mission. There is hereby established a university at Greeley, to be known as the university of northern Colorado. The university of northern Colorado shall be a general baccalaureate and specialized graduate research university with selective

admissions standards. The university shall be the primary institution for undergraduate and graduate teacher education in the state of Colorado. The university shall offer masters' and doctoral programs primarily in the field of education. The Colorado commission on higher education shall, after consultation with the governing board, further define the role and mission of the institution and establish as great a distinction among the graduate offerings at the Boulder campus of the university of Colorado, Colorado state university, and the university of northern Colorado as is in its judgment educationally, geographically, and economically appropriate. The governing board shall adhere to this further definition of role and mission. The university of northern Colorado has the responsibility to provide on a statewide basis, utilizing where possible and appropriate the faculty and facilities of other educational institutions, those graduate level programs needed by professional educators and education administrators. The commission shall include in its funding recommendations an appropriate level of general fund support for those programs.

SECTION 8. 23-41-105, Colorado Revised Statutes, is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

23-41-105. School established - role and mission. There is hereby established a school at Golden, to be known as the Colorado school of mines. The school of mines shall be a specialized baccalaureate and graduate research institution with high admission standards. The Colorado school of mines shall have a unique mission in energy, mineral, and material science and engineering and associated engineering and science fields. The school shall be the primary institution of higher education offering energy, mineral, and material science and mineral engineering degrees at both the graduate and undergraduate levels.

SECTION 9. 23-51-101, Colorado Revised Statutes, is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

23-51-101. College established - role and mission. There is hereby established a college at Alamosa, to be known as Adams state college, which shall be a general baccalaureate institution with moderately selective admission standards. Adams state college shall offer limited professional programs, Hispanic programs, undergraduate education degrees, masters' level programs, and two-year transfer programs with a community college role and mission but shall not offer vocational education programs. The commission, after consultation with the college and governing board, shall determine which graduate programs, if any, at the college shall be phased out. Adams state college shall receive resident credit for two-year course offerings in its commission-approved service area.

SECTION 10. 23-52-102, Colorado Revised Statutes, is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

23-52-102. College established - role and mission. There is hereby established a college at Durango, to be known as Fort Lewis college, which shall be a general baccalaureate institution with moderately selective admission standards. Fort Lewis college shall offer selected undergraduate professional programs. The college shall offer no graduate instruction.

SECTION 11. 23-53-101, Colorado Revised Statutes, is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

23-53-101. College established - role and mission. There is hereby established a college at Grand Junction, to be known as Mesa college, which shall be a general baccalaureate institution with moderately selective admissions. Mesa college shall offer liberal arts and sciences programs and a limited number of professional and technical programs but shall not offer any graduate programs. Mesa college shall also maintain a community college role and mission, including vocational and technical programs. Mesa college shall receive resident credit for two-year course offerings in its commission-approved service area.

SECTION 12. 23-54-101, Colorado Revised Statutes, is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

23-54-101. College established - role and mission. There is hereby established a college at Denver, to be known as Metropolitan state college, which shall be a comprehensive baccalaureate institution with modified open admission standards; except that nontraditional students, as defined by the Colorado commission on higher education, who are at least twenty years of age shall not be subject to admission requirements. Metropolitan state college shall offer a variety of liberal arts and science, technical, and educational programs. The college may offer a limited number of professional programs. Metropolitan state college shall offer no graduate programs.

SECTION 13. 23-55-101, Colorado Revised Statutes, as amended, is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

23-55-101. University established - role and mission. There is hereby established a university at Pueblo, to be known as the university of southern Colorado, which shall be a general baccalaureate and polytechnic institution with moderately selective admission standards. The university shall offer a limited number of professional and engineering technology programs, education programs, and traditional

liberal arts and sciences. All two-year programs shall be phased out by July 1, 1987. The university shall offer selective graduate programs compatible with its polytechnic mission which shall be in academic areas which uniquely serve southeastern Colorado.

SECTION 14. 23-56-101, Colorado Revised Statutes, is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

23-56-101. College established - role and mission. There is hereby established a college at Gunnison, which shall be known as Western state college of Colorado. Western state college of Colorado shall be a general baccalaureate institution with moderately selective admission standards. The college shall provide a limited number of professional programs, educational programs, and traditional arts and sciences. The Colorado commission on higher education, after consultation with the college and governing board, shall determine which graduate programs, if any, shall be phased out. Western state college shall offer no two-year programs.

SECTION 15. 23-60-201, Colorado Revised Statutes, is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

23-60-201. State system of community colleges established - role and mission. There is hereby established a state system of community and technical colleges which shall be under the management and jurisdiction of the state board for community colleges and occupational education. Each college shall be a two-year institution offering a broad range of general, personal, vocational, and technical education programs. No college shall impose admission requirements upon any student. The objects of the community and technical colleges shall be to provide educational programs to fill the occupational needs of youth and adults in technical and vocational fields, to provide two-year transfer educational programs to qualify students for admission to the junior year at other colleges and universities, and to provide a broad range of programs of personal and vocational education for adults.

SECTION 16. 23-60-202 (1) (d) and (1) (i), Colorado Revised Statutes, are amended, and the said 23-60-202 (1) is further amended BY THE ADDITION OF THE FOLLOWING NEW PARAGRAPHS, to read:

23-60-202. Duties of board with respect to state system. (1) (d) To ~~approve--the--appointment--of~~ APPOINT the chief administrative officer of each community and technical college;

(i) To plan, in cooperation with other state agencies,

the allocation of federal funds for instructional programs and student services, including funds for vocational and technical education and retraining; and

(k) To control the direction of funds and appropriations to the colleges in the system;

(l) To receive, demand, and hold for the uses and purposes of the colleges in the system such moneys, lands, or other properties as may be donated, devised, leased, or conveyed and to apply the same in such manner as will serve best the objects and interests of the colleges in the system.

SECTION 17. 23-60-205, Colorado Revised Statutes, is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

23-60-205. Community and technical colleges. The state system of community and technical colleges shall include: Arapahoe community college, the community college of Aurora, the community college of Denver, Front Range community college, Lamar community college, Morgan community college, Otero junior college, Pikes Peak community college, Pueblo community college, Red Rocks community college, and Trinidad state junior college; any local district community college which joins the state system pursuant to part 2 of article 71 of this title; and any other such college created by the general assembly. The state system of community and technical colleges shall be governed by the state board for community colleges and occupational education. Any college in the system may withdraw pursuant to section 23-71-205.

SECTION 18. Part 2 of article 60 of title 23, Colorado Revised Statutes, as amended, is amended BY THE ADDITION OF THE FOLLOWING NEW SECTIONS to read:

23-60-207. College service areas. Each college in the state system of community and technical colleges shall operate within a service area assigned by the Colorado commission on higher education.

23-60-208. Eminent domain. The board has the power to take and hold, by gift, devise, purchase, or lease or through the exercise of the power of eminent domain pursuant to law, so much land as may become necessary for the location and construction of such buildings, structures, and other facilities as may be required for the uses and purposes of the colleges in the state system.

23-60-209. Programs and services. The board shall ensure that no unnecessary duplication of programs or services exists between the community colleges in the metropolitan Denver area and the vocational schools operating in the same

geographic area.

23-60-210. Transfer of records and equipment - creation of new colleges. (1) At the board's discretion, the board may transfer books, records, equipment, property, personnel, accounts, and liabilities of the community college of Denver or any other entity to Red Rocks community college, Front Range community college, and the reconstituted community college of Denver in order to effect the creation of such colleges.

(2) All employees, exempt and classified, transferred pursuant to subsection (1) of this section shall retain all rights to state personnel system and retirement benefits under the laws of this state, and their services shall be deemed to have been continuous. All such transfers and any abolishment of positions in the state personnel system shall be made and processed in accordance with state personnel system laws and rules and regulations.

SECTION 19. Article 5 of title 23, Colorado Revised Statutes, as amended, is amended BY THE ADDITION OF A NEW SECTION to read:

23-5-117. Governing boards - delegation of personnel power. Subject to the provisions of article 10 of this title, the governing board of any state-supported institution of higher education may delegate all or part of its power over personnel matters, including the power to hire or to fire employees exempt from the personnel system, to the chief executive officer of the institution governed by such board.

SECTION 20. Part 2 of article 71 of title 23, Colorado Revised Statutes, as amended, is amended BY THE ADDITION OF A NEW SECTION to read:

23-71-205. Withdrawal from state system. Any community college may withdraw from the state system and establish a junior college district pursuant to procedures established by the Colorado commission on higher education. Such procedures shall provide for a vote by the registered electors of the area proposed to be incorporated into a junior college district. The Colorado commission on higher education shall provide for the transfer of college property and liabilities to the district in the event of such a withdrawal and establishment.

SECTION 21. 23-30-101, Colorado Revised Statutes, as amended, is amended to read:

23-30-101. State board of agriculture. A board is hereby constituted and established which shall be known by the

name and title of the state board of agriculture. It shall consist of a total of ~~twelve~~ FIFTEEN members. ~~Four~~ SIX of the offices shall be advisory, without the right to vote. One shall be filled by an elected officer of the student body who is a full-time junior or senior student at Colorado state university, one by an elected officer of the faculty council of Colorado state university having the rank of associate professor or higher, ONE BY AN ELECTED OFFICER OF THE FACULTY COUNCIL OF FORT LEWIS COLLEGE, ONE BY AN ELECTED OFFICER OF THE STUDENT BODY WHO IS A FULL-TIME JUNIOR OR SENIOR STUDENT AT FORT LEWIS COLLEGE, one by an elected officer of the student body who is a full-time junior or senior student at ~~Fort Lewis college~~ THE UNIVERSITY OF SOUTHERN COLORADO, and one by an elected officer of the faculty council of ~~Fort Lewis college~~ THE UNIVERSITY OF SOUTHERN COLORADO having the rank of associate professor or higher. The ~~four~~ SIX advisory members shall be elected by their respective governing bodies from their membership. The terms of these advisory offices shall be for one academic year. Commencing with appointments made in 1974 and subsequent years, the remaining ~~eight~~ NINE members, at least two of whom shall have some connection with agriculture, shall be appointed by the governor, with the consent of the senate, for basic terms of four years, although interim appointments may be made for lesser periods so that AT LEAST two of the ~~eight~~ NINE terms will expire in each calendar year. No person, whether elected ~~or--appointed~~ under this section, ~~or--elected--under--section--23-30-103;~~ shall serve on the board for more than two terms, regardless of the length of the terms; except that a member of the board, whether elected or appointed, may continue to serve until his successor is elected or appointed and qualified. For the purposes of this section, "full-time student" means the same as it does in the respective institutions.

SECTION 22. 23-52-103, Colorado Revised Statutes, is amended to read:

23-52-103. Governing board - general power. The governing board of Fort Lewis college is the state board of agriculture, which shall have general supervision of the college and plenary power to enact rules and regulations for the governing of the college. HOWEVER, FORT LEWIS COLLEGE SHALL BE OPERATED INDEPENDENTLY OF OTHER INSTITUTIONS OF HIGHER EDUCATION UNTIL APRIL 15, 1986.

SECTION 23. Part 1 of article 52 of title 23, Colorado Revised Statutes, as amended, is amended BY THE ADDITION OF A NEW SECTION to read:

23-52-104.5. Powers and duties of the president. The president of Fort Lewis college shall report directly to the state board of agriculture until April 15, 1986.

SECTION 24. 23-52-105 (1), Colorado Revised Statutes, as amended, is amended to read:

23-52-105. Tuition fees - Indians. (1) The state board of agriculture shall fix tuition in accordance with the level of appropriations set by the general assembly for the college, subject to the restriction that all qualified Indian pupils shall at all times be admitted to such college free of charge for tuition and on terms of equality with other pupils. THE GENERAL ASSEMBLY SHALL APPROPRIATE FROM THE STATE GENERAL FUND ONE HUNDRED PERCENT OF THE MONEYS REQUIRED FOR TUITION FOR SUCH QUALIFIED INDIAN PUPILS.

SECTION 25. 23-30-114, Colorado Revised Statutes, is amended to read:

23-30-114. Hesperus account created. The proceeds of or income from the property formerly known as the "Fort Lewis school", granted by the United States to the state of Colorado, pursuant to an act of congress approved April 4, 1910 (36 Stat. 274), as modified by an act of congress approved May 18, 1916 (39 Stat. 128), shall constitute a special account, which shall be known as the "Hesperus account". The income from said property and from the Hesperus account shall be ~~applied--to--such-public-purpose-as-may-be determined-by-the--state--board--of--agriculture;--subject--to appropriation--by--the--general-assembly;-except-that-it-shall first-be-used-by-the-state-board-of--agriculture--for--tuition waivers--at-Fort-Lewis-college;-in-addition-to-any-other-funds appropriated-therefor;-for-qualified-Indian-pupils-who-are-not otherwise-able-to-pay--tuition~~ APPROPRIATED BY THE GENERAL ASSEMBLY AND USED BY THE STATE BOARD OF AGRICULTURE FIRST FOR TUITION WAIVERS AT FORT LEWIS COLLEGE FOR QUALIFIED INDIAN PUPILS. ANY MONEYS REMAINING AFTER SUCH USE SHALL BE APPLIED TO SUCH PUBLIC PURPOSE AS MAY BE DETERMINED BY THE BOARD, SUBJECT TO APPROPRIATION BY THE GENERAL ASSEMBLY.

SECTION 26. 23-5-101, Colorado Revised Statutes, as amended, is amended to read:

23-5-101. Colorado educational institutions - annual reports. The president of the board of regents of the university of Colorado; the president of the board of trustees of the Colorado school of mines; the president of the state board of agriculture for Colorado state university, the university of southern Colorado, and Fort Lewis college; the president of the board of trustees for the university of northern Colorado; ~~at-Greeley;~~ the president of the trustees of the consortium of state colleges in Colorado for Western state college of Colorado, Adams state college of Colorado, MESA COLLEGE, and Metropolitan state college; THE CHAIRMAN OF THE STATE BOARD OF COMMUNITY COLLEGES AND OCCUPATION EDUCATION

FOR THE INSTITUTIONS UNDER THE STATE BOARD'S GOVERNANCE; and the commissioner of education for the Colorado school for the deaf and the blind shall each prepare and transmit annually, in the form and manner prescribed by the heads of the principal departments pursuant to the provisions of section 24-1-136, C.R.S., a report accounting to the governor and the general assembly for the efficient discharge of all responsibilities assigned by law or directive to their respective institutions.

SECTION 27. 23-60-104 (2) (a), Colorado Revised Statutes, as amended, is amended to read:

23-60-104. State board for community colleges and occupational education - student advisory council - state advisory council. (2) (a) The board shall consist of nine members, appointed by the governor with the consent of the senate. ~~The members of the board may select an executive secretary, who shall serve as secretary of the board and administrative officer and who shall not be a member of the board.~~ The board shall appoint a director of occupational education and a director of community and technical colleges with the qualifications and background specified by the board. The board from time to time shall define and prescribe the duties and functions of the directors. THE DIRECTORS SHALL REPORT ALL MATTERS TO THE BOARD. No appointed member shall be an officer or employee of any junior college, state institution of higher education, or STATE OR private occupational school in the state. The board shall at no time have more than five appointed members of any one political party. The board shall at all times include one member representing agriculture, one member representing labor organizations, one member representing business, and one member representing private occupational schools, as defined in section 12-59-103 (11), C.R.S. The board shall at all times have one member from each congressional district in the state. A vacancy on the board occurs whenever any member moves out of the congressional district from which he was appointed. A member who moves out of such congressional district shall promptly notify the governor of the date of such move, but such notice is not a condition precedent to the occurrence of the vacancy. The governor shall fill the vacancy as provided in paragraph (c) of this subsection (2). At least one member shall be a resident of the western slope of the state, defined in this section as that western part of the state separated from the eastern part of the state by the continental divide. A state student advisory council of student members who are enrolled for a minimum of nine hours shall be elected, one each, from and by the student bodies of each of the campuses governed by the board.

SECTION 28. 23-60-206 (2), Colorado Revised Statutes, is

amended to read:

23-60-206. College council. (2) Each college council has the following duties with respect to the community and technical college for which it was appointed:

(a) To review ADVISE THE BOARD AS TO the qualifications of individuals seeking an appointment as chief administrative officer of the college; ~~and to employ, subject to the prior approval of the board, the chief administrative officer;~~

(b) To recommend ADVISE THE BOARD AS TO the annual budget ~~to the board~~ OF THE INSTITUTION, through the chief administrative officer;

(c) To ~~recommend;~~ to ADVISE THE BOARD, THROUGH the chief administrative officer, ~~and through him to the board;~~ OF proposals regarding occupational and other curriculums, student services, and public service activities and to adopt any such proposals approved by the board;

~~(d) To confirm appointments to the professional staff as recommended by the chief administrative officer;~~

~~(e)~~ (d) To review campus development plans and program plans for individual buildings ~~for recommendation~~ AND TO PROVIDE ADVICE to the board through the chief administrative officer;

~~(f)~~ (e) To advise in such other areas of management as are deemed advisable to the board and, generally, to be a liaison between the college and the region it serves.

SECTION 29. 23-70-104 (1) (f), Colorado Revised Statutes, as amended, is amended to read:

23-70-104. Duties of the Auraria board. (1) (f) To decide interinstitutional disputes presented to the Auraria board by any one or more of the constituent institutions PURSUANT TO SECTION 23-70-106.5; and

SECTION 30. Article 70 of title 23, Colorado Revised Statutes, as amended, is amended BY THE ADDITION OF A NEW SECTION to read:

23-70-106.5. Resolution of disputes at Auraria center. (1) After notification to the affected chief executive officers, which notification provides for a deadline of not more than ten days for the resolution of a dispute, the chief executive officer of any governing board at the Auraria center, including the Auraria board, may request the Colorado commission on higher education to resolve a conflict

concerning an academically related issue at the Auraria center. The commission shall have the authority to make the final decision to resolve the issue presented to it or may delegate its responsibility and authority for the final decision of the issue to the Auraria board. The decision of either the commission or the Auraria board shall be binding on all of the governing boards and institutions and on the Auraria board. It is the policy of the general assembly that the commission is encouraged to delegate to the Auraria board, to as great an extent as possible, its authority for making final decisions at the Auraria center.

(2) The chief executive officer of any governing board at the Auraria center, including the Auraria board, may request the Auraria board to resolve a conflict concerning the operation, administration, or use of the physical facilities at the Auraria center. The Auraria board shall have the authority to make the final decision to resolve the issue presented to it, and such decision shall be binding on all of the governing boards and institutions and on the Auraria board.

(3) All issues involving interinstitutional disputes at the Auraria center shall be considered as either academically related or operationally related, and the commission is authorized to determine whether it or the Auraria board shall have jurisdiction in regard to the resolution of the dispute.

SECTION 31. Repeal. 23-53-102, 23-54-102 (1) (a), and 23-55-102 and articles 61, 62, and 63 of title 23, Colorado Revised Statutes, as amended, are repealed.

SECTION 32. Effective date. This act shall take effect July 1, 1985.

SECTION 33. Safety clause. The general assembly hereby

finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Earl B. Bledsoe
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Ted L. Strickland
PRESIDENT OF
THE SENATE

Lorraine F. Lombardi
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Marjorie L. Nielson
SECRETARY OF
THE SENATE

APPROVED May 7, 1985 8:50 AM

Richard D. Lamm
GOVERNOR OF THE STATE OF COLORADO